

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
NORTHEASTERN DIVISION

LARRY BEMBOOM,

Plaintiff(s),

vs.

TOM DUNN,

Defendant(s).

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Case No. 2:08CV00067 JCH

ORDER

This matter is before the Court on Defendants' Motion to Compel Discovery (Doc. No. 32) and Defendants' Motion to Dismiss For Failure of Plaintiff to Prosecute (Doc. No. 33).

IT IS HEREBY ORDERED that Defendants' Motion to Compel Discovery (Doc. No. 32) is **GRANTED**. Plaintiff shall provide his responses to Defendants' Request for Production of Documents no later than **September 14, 2009**. If Plaintiff fails to comply with this Court's Order, he may be subject to sanction, including possible dismissal of his case.

IT IS HEREBY FURTHER ORDERED that Defendants' Motion to Dismiss For Failure of Plaintiff to Prosecute (Doc. No. 33) is **DENIED**. Pursuant to Fed.R.Civ.P. 26(a)(1)(B)(iv), plaintiff, as an incarcerated person, is not required to provide initial disclosures.

Dated this 17th day of August, 2009.

/s/ Jean C. Hamilton

UNITED STATES DISTRICT JUDGE